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SANTA BARBARA • SANTA CRUZ

OFFICE OF THE VICE PRESIDENT—
LABORATORY MANAGEMENT

OFFICE OF THE PRESIDENT
1111 Franklin Street, 5th Floor
Oakland, California 94607-5200

February 27, 2004

Dr. Raymond L. Orbach, Director
U.S. Department of Energy
Office of Science, SC-1/Forrestal Building
1000 Independence Ave., S.W.
Washington, DC 20585

Dear Dr. Orbach,

I am writing to share with you a letter we recently sent to the Berkeley Site Office regarding the Department of Energy's planning for the contract solicitation at Berkeley. As indicated in the letter, the University has reviewed the existing arrangements for the Lawrence Berkeley National Laboratory, and we believe there are no contract or other impediments to DOE proceeding expeditiously with its planned solicitation.

There are a number of matters that potential bidders will need to become knowledgeable about and factor into any transition plan that DOE may solicit as part of a Request for Proposal. We have outlined those matters in the attached letter. I know that there is concern that the existing relationship between the University and Laboratory somehow discourages other potential competitors. In the enclosed letter we outline actions that we believe address this concern.

Let me take this opportunity, as well, to express my personal interest in maintaining the synergistic relationship between the University and Berkeley Lab. The University has had a long history with the Laboratory, and we look forward to continuing it into the future. Assuming that the Regents authorize us to develop a bid, I believe the University will be able to offer DOE a proposal that is in the best interests of the Department and of the Nation.

No matter what the outcome, the proximity of Berkeley Lab to bay area University of California campuses and the affinity in research endeavors make the relationship between the University and Berkeley Lab mutually beneficial. I pledge the University's full cooperation with the Department and with the Office of Science to sustain that relationship in whatever form it may take in the future.

Sincerely,

S. Robert Foley, Jr.
Vice President

Attachment

cc: President Dynes
Laboratory Director Shank
Associate Vice President Van Ness